



Donated egg for IVF (In vitro fertilization) halal or haram?

Is taking donated egg for IVF (In vitro fertilization) halal or haram?

Answer: For this matter we have to first understand how a woman becomes a mother and non mahram by breast feeding 5 times within 2 years of child's birth. The breastfeeding that establishes the mahram relationship must meet two conditions:

1).That there should have been five or more breastfeedings, because of the hadeeth of 'Aa'ishah (may Allah be pleased with her), who said: Among the things that were revealed of the Qur'aan was that ten definite breastfeedings make a person a mahram, then that was abrogated and replaced with five definite breastfeedings

Narrated by Muslim, 1452

2).That should be within the first two years of the child's life, because it was proven that the Prophet (blessings and peace of Allah be upon him) said: "There is no breastfeeding except that which fills the stomach." Narrated by Ibn Maajah, 1946; also in Saheeh al-Jaami', no. 7495

Al-Bukhaari (may Allah have mercy on him) said in his Saheeh: Chapter on one who says there is no breastfeeding after two years because Allah says (interpretation of the

meaning): “The mothers shall give suck to their children for two whole years, (that is) for those (parents) who desire to complete the term of suckling” [al-Baqarah 2:233].

Muslim (1425) from ‘Aa’ishah who said: “When the Qur’aan was first revealed, the number of breast-feedings that would make a child a relative (mahram) was ten, then this was abrogated and replaced with the number of five which is well-known.”

Al-Bukhaari (2645) narrated that Ibn ‘Abbaas (may Allaah be pleased with him) said: The Prophet (peace and blessings of Allaah be upon him) said concerning the daughter of Hamzah: “She is not permissible for me (to marry), because what becomes mahram (forbidden for marriage) through breastfeeding is that which become mahram through blood ties. And she is the daughter of my brother through breastfeeding”

Shaykh Ibn Baaz said in his Fataawa Islamiyyah, 3/333 :
The Prophet (peace and blessings of Allaah be upon him) said: “What becomes mahram (forbidden for marriage) through breastfeeding is that which become mahram through blood ties.” And he (peace and blessings of Allaah be upon him) said: “There is no breastfeeding except during the first two years.” And it was proven in Saheeh Muslim that ‘Aa’ishah (may Allaah be pleased with her) said: “When the Qur’an was first revealed, the number of breast-feedings that would make a child a relative (mahram) was ten, then this was

abrogated and replaced with the number of five which is well-known. Then the Prophet (peace and blessings of Allaah be upon him) passed away when that was the state of affairs.”

This version was narrated by al-Tirmidhi but it is also found in Saheeh Muslim.

From Fataawa Islamiyyah, 3/333

Prophet (peace and blessings of Allaah be upon him) said: “What becomes mahram (forbidden for marriage) through breastfeeding is that which become mahram through blood ties.” Narrated by al-Bukhaari, 2645; Muslim, 1447.

Whoever is breastfed by a woman five times, before the age of two years, becomes her child through breastfeeding and she becomes his mother. Her husband (the “owner of the milk”) becomes a father to him through breastfeeding, and everyone who was also breastfed by this woman becomes his brother or sister through breastfeeding, and so on.

Based on the above evidences ivf with egg donor is halal in Islam as long as husband and wife both are aware of who the egg donor is and egg donor must know the wife and husband who are using her egg to have a child because egg donor's children are forbidden for marriage for the child who will be born from donated egg because egg donor's children and the egg donor will be all mahram to the child born from the donated egg so egg donor must be known because the child will be forbidden for marriage to the egg donor and her children . The woman who will give birth from donor egg will

become the child's mother through blood ties by developing and growing the child in her womb inside her own body but not by genetic just like breastfeeding mother is not a genetic mother and the child will grow in the womb of woman feed from the womb of this women until it is born which is more then breast feeding for five times and this woman will carry the child for 6 to 9 months inside her body and the child will feed itself within this period which is similar to the breast feeding done under 2 years after birth but it will be done under 6 to 9 months and 6 to 9 months are under the 2 years of time but the child would be fed inside the womb before the first 2 years of his life after birth instead it would feed from the womb before birth making the carrier of child its mother and non mahram through feeding from her body before birth instead of feeding from her after birth but it would be just done before it reaches 2 years after it's birth. So the child would become mahram and a child of this woman by feeding itself from the womb of the woman. So taking donated egg for ivf is only allowed if the egg donor is known by both husband and wife who are accepting the egg of other female. The condition is the egg donor must be known by both the husband and wife and egg donor must know the wife and husband who are using her egg but if the egg donor is unknown or husband wife egg donor do not know each other then it's haram completely forbidden to use that egg for ivf. And during the procedure the woman's awrah must not be revealed in front of any non mahram male so it must be done

by female fertility specialist female gynecologist female doctor and there is absolutely no exception if a highly qualified female specialist is available unless the male doctor is the only one who is able to perform a well qualified procedure and a female doctor specialist is not available or she is not well qualified for the procedure and it might not get good result from her work or the patient might get harmed by the work of the available female doctor only then a male professional fertility specialist can do the procedure but during the procedure a male mahram such as the husband must be present with the woman during the procedure if it is done by a male doctor male fertility specialist male gynecologist.

Allah knows best.

Written by Faisal Fahim